Attorney Docket No. UCSD1480-1

In Re Application of: Hostetler et al.

Application No.: 10/770,885 Filed: February 2, 2004

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Amendments to the Claims:

Please amend claims 1, 7-12, 23-25, and 27 as shown in the listing of claims.

Please cancel 5, 6, 14-22, 26, 28-58, 62, and 63 without prejudice.

This listing of claims will replace all prior versions, and listings of claims in the application.

Listing of Claims:

1. (Currently Amended) A method for treating a pathological condition of ocular tissue, comprising contacting a therapeutically active complex with ocular tissue, wherein the therapeutically active complex is 1-O-hexadecyloxypropyl-phospho-arabinofuranosylguanosine (HDP-P-Ara-G), 1-O-hexadecyloxypropyl-cyclic-cidofovir (HDP-cCDV) or hexadecyloxypropyl-3-phospho-ganciclovir (HDP-P-GCV), has the structure I:

wherein the pathological condition is selected from the group consisting of macular degeneration, eye trauma, a pre-existing retinal detachment, ocular proliferative or vascular diseases, or and diseases of elevated intraocular pressure, wherein in structure I:

each of R_1 and R_1 is independently selected from the group consisting of H, an optionally substituted $O(C_1-C_{24})$ alkyl, $O(C_1-C_{24})$ alkenyl, $O(C_1-C_{24})$ alkenyl, $O(C_1-C_{24})$ alkenyl, wherein at least one of R_1 and R_1 is not H, and wherein the alkenyl or acyl optionally has between 1 and 6 double bonds,

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each of R_2 and R_2 ' is independently selected from the group consisting of H, an optionally substituted $O(C_1-C_7)$ alkyl, $O(C_1-C_7)$ alkenyl, $O(C_1-C_7)$ alkyl, $O(C_1-C_7)$ alkyl, $O(C_1-C_7)$ acyl, $O(C_1-C_7)$ alkyl), oxo, halogen, $O(C_1-C_7)$ alkyl), oxo, halogen, $O(C_1-C_7)$ acyl, $O(C_1$

X is

$$\begin{array}{c} \stackrel{R_2}{\longleftarrow} \\ \stackrel{C}{\longleftarrow} \\ \stackrel{R_2'}{\longrightarrow} \end{array}$$

L is selected from the group consisting of a valence bond and a bifunctional linking group of the formula J (CR₂)_t G , wherein t is an integer having the value between 1 and 24, each of J and G is independently selected from the group consisting of O , S , C(O)O ,and NH , and R is selected from the group consisting of H, substituted or unsubstituted alkyl, and alkenyl;

R₃ is a phosphate or phosphonate derivative of a therapeutically active agent; m is an integer having the value between 0 and 6; and n is 0 or 1,

thereby treating the pathological condition.

- 2-6. (Canceled).
- 7. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex has a particle size from about 10 nm up to 100,000 nm.
- 8. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex has a particle size from about 500 nm up to 100,000 nm.
- 9. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex has a particle size from about 500 nm up to about 50,000 nm.

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- 10. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex is in a slurry comprising amorphous forms and crystalline forms.
- 11. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex is in substantially crystalline form.
- 12. (Currently Amended) The method of claim 1, wherein the <u>therapeutically</u> active complex is in substantially amorphous form.
 - 13-22. (Canceled).
- 23. (Currently Amended) A method for the slow-release delivery of a therapeutically active eomplex of claim 1 agent to ocular tissue, comprising contacting the ocular tissue with a complex of a therapeutically active agent complex, wherein the therapeutically active complex is 1-O-hexadecyloxypropyl-phospho-arabinofuranosyl-guanosine (HDP-P-Ara-G), 1-O-hexadecyloxypropyl-cyclic-cidofovir (HDP-cCDV) or hexadecyloxypropyl-3-phospho-ganciclovir (HDP-P-GCV), wherein the therapeutically active complex comprises particles having size between about 10 nm and about 100,000 nm, thereby delivering a slow-release of the therapeutically active agent to ocular tissue.
- 24. (Currently Amended) A method for increasing residence time of a therapeutically active agent in ocular tissue, comprising forming the therapeutically active complex of claim 22, and contacting the a therapeutically active complex with ocular tissue, wherein the therapeutically active complex is 1-O-hexadecyloxypropyl-phospho-arabinofuranosylguanosine (HDP-P-Ara-G), 1-O-hexadecyloxypropyl-cyclic-cidofovir (HDP-cCDV) or hexadecyloxypropyl-3-phospho-ganciclovir (HDP-P-GCV), thereby increasing residence time of the therapeutically active agent in ocular tissue.
- 25. (Currently Amended) The method of any one of claims 1, 22, or claim 23 or claim 24, wherein the therapeutically active agent is for treating a patholical condition

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of ocular tissue, wherein the pathological condition is selected from a the group consisting of macular degeneration, ocular proliferative or vascular diseases, and eye trauma diseases of elevated intraocular pressure.

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26. (Canceled).

27. (Currently Amended) The method of claim 1, wherein the therapeutically active agent is selected from the group consisting of adefovir, cidofovir, cyclic cidofovir, tenofovir, a derivative of azidothymidine, an anti-neoplastic nucleoside, and an antibody or a fragment thereof, and wherein the pathological condition is selected from the group consisting of macular degeneration, eye trauma, and a pre-existing retinal detachment.

28-63. (Canceled).